

mr collier

1:09-cr-126 ①

I have not received my answer or other proceedings from the US Attorney ordered by Judge Collier on 6/19/18 and it is now 7/23/18. 5 days past the 30 day deadline. I don't want to cause any problems for that but I do ~~want~~ request a lawyer so I can better understand how all this process works. And to help me with this 2255 and appeal. Another inmate helped me with the motion so I really am not legal savvy. I'm in segregation for at least 10 more months. I lost my phone privileges and have no one to help me on the street. I've been indigent for more than a year I am negative 7 dollars on my commissary account because I owe 7 dollars for copies for my motion "2255". And it's hard to get into the law library. I just found out the 10th circuit ~~struck~~ ~~down~~ found 18 USC 924(C)(3)(B) void for vagueness May 4th 2018. That is the provision used to give me a 924(C) enhancement because I have "Attempted" bank robbery. That's what I was waiting on. That law or provision was struck down because of 18 USC 1246 which was struck down in dimaya in April 17th 2018 which it says in my 2255.

FILED

AUG 09 2018

Clerk, U. S. District Court  
Eastern District of Tennessee  
At Chattanooga

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JUL 24 2018

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If my count one was bank robbery then the 924 enhancement might stand but I have Attempted bank robbery. I didn't even go in the bank. And this 924(C)(3)(B) was to vague because of the physical force that "could be used" in committing the crime.

924(C)(3)(B) is the residual Clause definition of a crime of violence that says "Attempted" bank robbery ~~is~~ is "was" a crime of violence. Attempted, aiding and abetting or conspiracy to commit a crime falls under 924(C)(3)(B) why?

Because there wasn't enough real world facts and all that could be said was "Violence 'could' happen. Some one 'could' have, ~~been~~ been hurt. That's why they are saying Void for "vagueness".

I like using my non strip mitchell rill and my 90lbs spider wire to catch catfish by the dangerous waters below the dam. When my wife "almost" got dragged into the water by a big fish because she was too excited to let go, I didn't press charges on the maker of the non slip rill, the non break line or the dam for letting us fish that close. no one got charged with attempted murder on my wife. If there was a law that supported such bull I'm sure someone ~~want~~ with a good sense of justice and someone with honor like yourself would strike it down.



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Just like they did with 924(CR3XB)  
I have alot of work to do to restore  
my famley name. And its going to take  
a long time Im 42 now. I dont know  
if I'll be able to get it done but Id like  
to start as soon as posable please.

Thanks

John F. Thomas

42426-074

1:09-CR-126-CLC-CHS-1

1:18-CV-106-CLC

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